

HOUSE BILL NO. 507

INTRODUCED BY E. STAFMAN, G. FRAZER, M. YAKAWICH, L. SMITH

A BILL FOR AN ACT ENTITLED: "AN ACT ESTABLISHING A MEDICAID MEDICAL RESPITE CARE PROGRAM FOR HOMELESS INDIVIDUALS; ESTABLISHING REPORTING REQUIREMENTS; PROVIDING A DEFINITION; PROVIDING RULEMAKING AUTHORITY; AND PROVIDING AN EFFECTIVE DATE AND A CONTINGENT EFFECTIVE DATE."

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF MONTANA:

NEW SECTION. Section 1. Medical respite care for homeless individuals -- rulemaking

authority -- report. (1) There is a medical respite care program for homeless individuals who are eligible for medical assistance pursuant to Title 53, chapter 6.

(2) The department shall reimburse eligible providers for medical respite care that is offered in a residential facility to individuals who are experiencing homelessness and who are too ill or frail to recover from a physical illness or injury but are not ill enough to require hospital care.

(3) Medical respite care consists of short-term housing with supportive medical services for acute and postacute care. To the extent allowable, medical respite care services include but are not limited to:

(a) development and monitoring of a treatment plan and administration of high-quality postacute clinical services that are needed to help the patient meet the goals outlined in the treatment plan;

(b) medication management and medication reconciliation, including access to medications, assistance with medication adherence, and medication education;

(c) immunizations;

(d) screening for communicable diseases;

(e) discharge planning and timeline for transitions into other settings;

(f) care coordination and referral management to ensure a patient is following up with medical appointments as necessary;

(g) coordination with other levels of services;

- 1 (h) assistance with applying for and accessing social services programs;
- 2 (i) transportation related to hospital visits and medical appointments; and
- 3 (j) meals.
- 4 (4) The department may adopt rules to carry out the provisions of this section.
- 5 (5) The department shall report to the legislature annually in accordance with 5-10-211 on:
- 6 (a) the number of homeless individuals served by each medical respite care facility;
- 7 (b) the cost of the program; and
- 8 (c) the reduction of health care costs due to the program's implementation.
- 9 (6) For the purposes of this section, "homeless" has the meaning provided in 42 U.S.C. 11302.

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11 **NEW SECTION. Section 2. Direction to department.** The legislature directs the department of
 12 public health and human services to apply no later than January 1, 2024, to the centers for medicare and
 13 medicaid services for a waiver or state plan amendment to allow for implementation of the medical respite care
 14 program provided for in [section 1].

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16 **NEW SECTION. Section 3. Codification instruction.** [Section 1] is intended to be codified as an
 17 integral part of Title 53, chapter 6, part 1, and the provisions of Title 53, chapter 6, part 1, apply to [section 1].

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19 **NEW SECTION. Section 4. Effective date -- contingent effective date.** (1) Except as provided in
 20 subsection (2), [this act] is effective on passage and approval.

21 (2) [Section 1] is effective on the date that the director of the department of public health and
 22 human services certifies to the code commissioner that the centers for medicare and medicaid services
 23 approved the department's application for a waiver or state plan amendment to implement the program. The
 24 director shall submit certification within 10 days of the occurrence of the contingency.

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